

IC 6-1.1-8.7

Chapter 8.7. Assessment of Industrial Facilities

IC 6-1.1-8.7-1

"Industrial company" and "department" defined

Sec. 1. As used in this chapter:

- (1) "industrial company" means an owner or user of industrial property; and
- (2) "department" refers to the department of local government finance.

As added by P.L.198-2001, SEC.27.

IC 6-1.1-8.7-2

"Industrial facility" defined

Sec. 2. As used in this chapter, "industrial facility" means a company's real property that:

- (1) has been classified as industrial property under the rules of the department; and
- (2) has a true tax value, as estimated by the department, of at least twenty-five million dollars (\$25,000,000) in a county.

The term includes real property that is used under an agreement under which the user exercises the beneficial rights of ownership for the majority of a year. The term does not include real property assessed under IC 6-1.1-8.

As added by P.L.198-2001, SEC.27.

IC 6-1.1-8.7-3

Petitions for assessments

Sec. 3. (a) Before January 1, 2003, two hundred fifty (250) or more owners of real property in a township may petition the department of local government finance to assess the real property of an industrial facility in the township for the 2004 assessment date.

(b) Before January 1 of each year that a general reassessment commences under IC 6-1.1-4-4, two hundred fifty (250) or more owners of real property in a township may petition the department of local government finance to assess the real property of an industrial facility in the township for that general reassessment.

(c) An industrial company may at any time petition the department of local government finance to assess an industrial facility owned or used by the company.

As added by P.L.198-2001, SEC.27.

IC 6-1.1-8.7-4

Assessments by department of local government finance

Sec. 4. The department of local government finance may assess the real property of an industrial facility pursuant to a petition filed under section 3 of this chapter.

As added by P.L.198-2001, SEC.27.

IC 6-1.1-8.7-5

Scheduling of assessments

Sec. 5. (a) If the department determines to assess an industrial facility pursuant to a petition filed under section 3(a) or 3(c) of this chapter, the department shall schedule the assessment not later than six (6) months after receiving the petition.

(b) If the department determines to assess an industrial facility pursuant to a petition filed under section 3(b) of this chapter, the department shall schedule the assessment not later than three (3) months after the assessment date for which the petition was filed.

As added by P.L.198-2001, SEC.27.

IC 6-1.1-8.7-6**Support from county assessors**

Sec. 6. The county assessor of the county in which the industrial facility is located shall provide support to the department's assessor during the course of the assessment of an industrial facility.

As added by P.L.198-2001, SEC.27.

IC 6-1.1-8.7-7**Certification of values; appeal and review**

Sec. 7. (a) When the department determines its final assessments of an industrial facility, the department shall certify the true tax values to the county assessor and the county auditor of the county in which the property is located. In addition, if an industrial company has appealed the department's final assessment of the industrial facility, the department shall notify the county auditor of the appeal.

(b) The county assessor shall review the certification of the department to determine if any of an industrial company's property has been omitted and notify the department of additions the county assessor finds are necessary. The department shall consider the county assessor's findings and make any additions to the certification the department finds are necessary. The county auditor shall enter for taxation the assessed valuation of an industrial facility that is certified by the department.

As added by P.L.198-2001, SEC.27.

IC 6-1.1-8.7-8**Appeal of assessments**

Sec. 8. (a) The industrial company that owns or uses the industrial facility assessed under this chapter, a taxpayer that petitioned for assessment of an industrial facility assessed under this chapter, or the county assessor of the county in which the industrial facility is located may appeal an assessment by the department made under this chapter to the department. An assessment made under this chapter that is not appealed under this section is a final unappealable order of the department.

(b) The department shall hold a hearing on the appeal and issue an order within one (1) year of the date the appeal is filed.

As added by P.L.198-2001, SEC.27.

IC 6-1.1-8.7-9**Adoption of rules**

Sec. 9. The department shall adopt rules to provide just valuations of industrial facilities under this chapter.

As added by P.L.198-2001, SEC.27.

IC 6-1.1-8.7-10**Conflict of laws**

Sec. 10. This chapter is designed to provide special rules for the assessment and taxation of certain industrial facilities. If a provision of this chapter conflicts with a provision of another chapter of this article, the provision of this chapter controls with respect to the assessment and taxation of an industrial facility.

As added by P.L.198-2001, SEC.27.